

Please add new claims 27-31 as follows:

B4
--27. The device as claimed in claim 18, wherein said audio source is selected from a radio, a cassette tape device, a compact disc device, and a digital audio device.

28. The device as claimed in claim 21, wherein said audio source is selected from a radio, a cassette tape device, a compact disc device, and a digital audio device.

C1
29. The device as claimed in claim 18, wherein when the audio activation switch is activated, a prerecorded audio signal from the audio source is transmitted to the audio recording head.

30. The device as claimed in claim 18, wherein when both the microphone and the audio activation switch are activated, a combined audio signal from the microphone and the audio source is transmitted to the audio recording head.

31. The device as claimed in claim 18, wherein when both the microphone and audio activation switch are activated, activation of the record button causes a combined audio signal from the microphone and the audio source to be transmitted to the audio recording head.--

REMARKS

This Amendment cancels claim 26, amends claims 18, 21, and 23-25, and adds new claims 27-31 in accordance with the original disclosure. Support for the claim amendments and new claims is found, for example, in the specification at page 11, line 17 to page 13, line 26. Claims 18-25 and 27-31 are now present in this application.

Claim Objections

Claims 23-26 stand objected to under 37 C.F.R. § 1.75(c) for improper dependency on canceled claim 1. This was simply a typographical error and, as set forth above, claims 23-25 have been amended to depend from claim 21. Claim 26 has been canceled outright. Therefore, in view of the above amendments, reconsideration of the objections to claim 23-25 is respectfully requested.

Double Patenting

The Examiner states that claims 24 and 26 are substantially duplicative. As set forth above, Applicant has canceled claim 26.

Claims Rejections Under 35 U.S.C. § 102

Claims 18-26 stand rejected for anticipation by U.S. Patent No. 5,062,010 to Saito. In view of the above amendments and the following remarks, reconsideration of these rejections is respectfully requested.

Claim 18, as amended, is directed to a video recording device comprising a built-in audio source, a video recorder having a record button, and a video camera in electronic communication with the record button and a video recording head. A microphone is in electronic communication with the record button and an audio recording head. An audio activation switch is in electronic communication with the record button and the audio source.

Saito discloses a still camera 10 having an image pick-up system 100 and an audio receiver system 200. The camera 10 also has a disk drive unit 300 with a magnetic disk 302 serving as a video and audio recording medium. The image and audio signals are stored on the magnetic disk 302.

While the Saito camera does have video and audio recording features, the Saito still camera does not have an "audio source" as claimed in claim 18 to record prerecorded music or sounds onto a video tape. As described in the present specification at page 11, line 17 to page 13, line 26, the video recorder 90 of the invention has at least one built-in audio source 92, such as a radio, cassette tape device, compact disc device, or digital audio device. As described in more detail in the present specification at page 12, line 22 to page 13, line 26, in a normal operating mode in which the audio activation switch 102 is in an "off" position, when the record button is pressed, ambient sound detected by the microphone 108 is transmitted to the recording head 114 to record the ambient sound. In this mode, the video recorder 90 acts in a conventional manner to other video recorders. However, when the audio activation switch 102 is energized and the record button 94 is activated, a combined audio signal comprising a prerecorded audio signal from the audio source 92 optionally along with the ambient audio signal detected by the microphone 108 is transmitted to the audio recording head 114. In this manner, a prerecorded audio signal from the audio source 92 can be added to or superimposed onto the recorded video image. The Saito still camera does not have an equivalent to the claimed "audio source" in claim 18. Nor is there any teaching or

suggestion in Saito to add such an audio source. Therefore, claim 18 is not anticipated by Saito and is believed to be in condition for allowance. Reconsideration of the rejection of claim 18 is respectfully requested.

Claims 19 and 20 depend from claim 18 and are believed allowable for substantially the same reasons as described above with respect to claim 18.

Claim 21 is directed to a video recording device comprising a built-in audio source, a video recording assembly including a video camera in electronic communication with a video recording head, and an audio assembly including an audio source in electronic communication with an audio recording head. A record button is in electronic communication with the video and audio assemblies. The recording device is configured such that when the audio source and video assembly are energized, activation of the record button simultaneously activates the audio source and the recording assembly to record a video signal and a prerecorded audio signal from the built-in audio source onto a storage device.

As set forth above, the Saito still camera does not teach or suggest a video recording device having an audio source as claimed in claim 21. Therefore, claim 21 is not anticipated by Saito.

Claims 22-25 depend from, and add further limitations to, claim 21. Since these claims depend from a claim believed to be in condition for allowance, these claims are also believed to be in condition for allowance.

New Claims 27-31

Claims 27 and 29-31 have been added to depend from independent claim 18 and add further limitations thereto. Claim 18 specifically defines that the audio source is selected from a radio, a cassette tape device, a compact disc device, or a digital audio device. Claims 29-31 further limit claim 18.

New claim 28 depends from independent claim 21 and defines the audio device in similar manner to new claim 27.

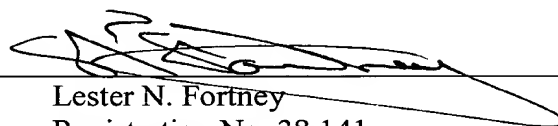
Conclusion

In view of the above amendments and remarks, reconsideration of the objections and rejections and allowance of claims 18-25, along with new claims 27-31, are respectfully requested.

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON
ORKIN & HANSON, P.C.

By



Lester N. Fortney
Registration No. 38,141
Attorney for Applicant
700 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219-1818
Telephone: (412) 471-8815
Facsimile: (412) 471-4094
E-mail: webblaw@webblaw.com



RECEIVED

JUN 11 2003

Technology Center 2600

Marked-Up Versions of the Claims

18. (Amended) A video recording device [having a built-in audio source], comprising:

a built-in audio source;

a video recorder having a record button;

a video camera in electronic communication with said record button and a video recording head;

a microphone in electronic communication with said record button and an audio recording head; and

an audio activation switch in electronic communication with said record button and said audio source.

21. (Amended) A video recording device [having a built-in audio source], comprising:

a built-in audio source;

a video recording assembly including a video camera in electronic communication with a video recording head;

an audio assembly including an audio source in electronic communication with an audio recording head;

a record button in electronic communication with said video and audio assemblies, said recording device configured such that when said audio source and video assembly are energized, activation of said record button simultaneously activates said audio source and said recording assembly to record a [an audio and] video signal and a prerecorded audio signal from the built-in audio source onto a storage device.

23. (Amended) The device as claimed in claim [1] 21, including an audio activation switch in electronic communication with said record button and said audio source.

24. (Amended) The device as claimed in claim [1] 21, including a recorder microphone in electronic communication with said audio source and said audio recording head.

25. (Amended) The device as claimed in claim [1] 21, wherein said audio assembly includes an audio power button in electronic communication with said audio source and an audio activation switch in electronic communication with said audio source.